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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 SAN FRANCISCO DIVISION

13 WAYMO LLC,

14 Plaintiff,

15 vs.

16 UBER TECHNOLOGIES, INC.;
17 OTTOMOTTO LLC; OTTO TRUCKING
LLC,

18 Defendants.

CASE NO. 3:17-cv-00939

**PLAINTIFF WAYMO'S REPLY
MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT OF ITS
MOTION FOR SANCTIONS**

1 Plaintiff Waymo submits this short Reply to address material, incorrect factual statements in
 2 Otto Trucking's Opposition, joined by Uber and Ottomotto. (Dkts. 1956, 1957).

3 Defendants contend that Waymo somehow "supported" Defendants' public filing of the
 4 domain name of Waymo's SVN server publicly: "***To repeat: Waymo filed multiple declarations***
 5 ***affirmatively supporting the sealing of the version of Exhibit 10 that publicly disclosed the domain***
 6 ***name for the SVN server.***" (Dkt. 1956, at 1:8-12 (emphasis in original); *see also id.* 4:23-5:1 (citing
 7 Waymo declarations as purported agreement with Defendants' position that the domain name should
 8 not be redacted.)

9 The record shows this is untrue. Waymo consistently redacted (by highlighting in green) its
 10 SVN domain address from each version of Exhibit 10 attached to the declarations cited by
 11 Defendants. (*See* Dkt. 1659, Ex. 1 (redacting SVN domain address); Dkt. 1698, Ex. 2 (same); Dkt.
 12 1718, Ex. 9 (same); and Dkt. 1719, Ex. 5 (same).) Waymo also explained in the accompanying
 13 declarations themselves that the domain name should be redacted because it was highly sensitive
 14 information that Waymo considers confidential. (Dkt. 1659, at 2:23-27 (seeking to seal portions of
 15 document that "contain the domains that host Waymo's highly confidential SVN repository and other
 16 computer systems"); Dkt. 1698, at 3:5-9 (same); Dkt. 1718, at 3:2-6 (same); and Dkt. 1719, at 2:24-28
 17 (same).)

18 So what Defendants are arguing is that, even though Waymo submitted multiple declarations
 19 demonstrating why Waymo's SVN address must be sealed, in doing so, Waymo was actually filing
 20 these declarations to somehow "support" Defendants' failure to seal this very same SVN address.
 21 This argument only further demonstrates why sanctions are appropriate here.

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 25 By s/Charles Verhoeven

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